

REMARKS***Summary of the Response***

Upon entry of the amendment, claim 6 will have been amended, and claims 1, 2, and 4 – 24 will remain pending in the application.

Summary of the Official Action

In the instant Office Action, the Examiner has rejected claims 1, 2, and 4 – 24. By the present amendment and remarks, Applicant submits that the rejections have been overcome, and respectfully request reconsideration of the outstanding Office Action and allowance of the present application.

Amendment is Proper for Entry

Applicant submits that, as the present amendment does not raise any question of new matter nor any new issues for consideration by the Examiner, entry is proper. In particular, Applicant notes that the amendment merely corrects an obvious dependency problem due to cancellation of claim 3.

Accordingly, entry and consideration of this amendment is requested.

Traversal of Rejections Under 35 U.S.C. § 103(a)***1. Over Irvin***

Applicant traverses the rejections of claims 1 - 5, 11, 12, 16, 18, 23, and 24 under 35 U.S.C. § 103(a) as being unpatentable over IRVIN (U.S. Patent No. 6,195,568). The Examiner asserts IRVIN discloses all of the features recited in the noted claims, and refers to the Abstract, column 2, lines 3-67, and column 5, lines 1 – 8, 14 – 24 and 34 – 52. Applicants traverse the Examiner's assertions.

Applicant's independent claim 1 recites, *inter alia*, storing telephone data related to

at least one of incoming and outgoing telephone calls in at least one of a public call and private call list, *the public call list being accessible to any user during operation of the telephone*, and *limiting a user's access to the public telephone data in the public call list, until such time as the user of the telephone inputs a personal secret access code*, after which, the user has access to the public telephone data in the public call list and to private telephone data in the private call list of private telephone data that is associated with the inputted personal secret access code. Applicant's independent claim 11 recites, *inter alia*, *a public list containing public telephone data is accessible to all users during operation of the telephone*, and a personal secret access code entry device that enables a user of the telephone to enter a personal secret access code, in which *access to said stored telephone data is limited to said public list containing public telephone data, until such time as the user enters said personal secret access code*, and after entering the personal secret access code, the user has access to said public telephone data contained in said public list and to a private list containing private telephone data that is associated with said inputted personal secret access code. Applicant's independent claim 16 recites, *inter alia*, *creating a private list containing telephone data associated with the personal secret access code entered by the user*, the telephone data, composed of information related to incoming and outgoing telephone calls, *collected and accessible only after entry of the associated personal secret access code*, and *creating a public list accessible to all users during operation of the telephone which contains telephone data*, composed of incoming and outgoing telephone calls, *collected and accessible prior to entering the personal secret access code*. Finally, Applicant's independent claim 23 recites, *inter alia*, *storing in the telephone, for each of the plurality of users, private telephone data related to at least one*

of incoming and outgoing telephone calls in a respective private list, wherein each respective private list is associated with a personal secret access code, allowing each of the plurality of users access to the public type of telephone data, preventing each of the plurality of users from accessing any of the private telephone data until a valid personal secret access code is entered, and allowing the user entering the valid personal secret access code to access the private telephone data associated with the valid personal secret access code. Applicant submits that IRVIN fails to render unpatentable at least the above-noted features of the invention.

Applicant notes IRVIN discloses a communication device requiring a reference signature to be input to provide access to the phone and its features. Moreover, once access to the phone is provided, the user is given access to all features of the phone. In contrast, the present invention discloses a phone that is usable by any user without entering a code. The user is granted access to the phone any telephone numbers stored in a public file. Once a user enters a private access number, the user, in addition to the access to stored public telephone numbers, is granted access to a private telephone directory associated with the private access number of the user.

Thus, Applicant submits that these features of the present invention, which are recited in at least the independent claims, are neither taught nor suggested by IRVIN. In particular, Applicants submit that, as IRVIN discloses a phone that is inoperable (or inaccessible) until a code or password is entered, this document fails to teach or suggest, *inter alia*, access to said stored telephone data *is limited to said public list containing public telephone data, until such time as the user enters said personal secret access code, and after entering the personal secret access code, the user has access to said public*

telephone data contained in said public list and to a private list containing private telephone data that is associated with said inputted personal secret access code, as at least recited in the independent claims (in terms of claim 1).

Moreover, while IRVIN discloses that once an identity is established, i.e., by inputting the reference signature or password, the telephone adapts its operational characteristics according to the stored settings associated with the user identity (see column 3, lines 35 - 40), Applicant notes there is no teaching or suggestion of private phone lists associated with different reference signatures that are accessible upon entry of the reference signature, and certainly no teaching or suggestion that the phone is operational and public features of the phone are accessible to any user without entry of a reference signature.

Thus, contrary to the Examiner's assertions, Applicant submits there is no teaching or suggestion of stored public data being accessible by any or all users before entering a personal secret access code, or stored private data and stored public data being accessible to a user after entering a personal secret access code.

Because IRVIN fails to teach or suggestion at least the above-noted features of the instant invention, Applicant submits no proper modification of IRVIN can even arguable render unpatentable the combination of features recited in at least the independent claims.

For these reasons, Applicant respectfully submits that independent claims 1, 11, 16 and 23 are allowable over IRVIN or any proper combination of the prior art of record. Moreover, Applicant submits that claims 2 – 5, 12, 18, and 24 are also allowable over IRVIN at least for the reason that these claims depend from allowable base claims and because these claims recite additional features that further define the invention over the art

or record. Thus, Applicant submits that no proper modification of IRVIN even arguably renders unpatentable the combination of features recited in at least claims 2 – 5, 12, 18, and 24.

Accordingly, Applicants request that the Examiner reconsider and withdraw the rejection of claims 1 – 5, 11, 12, 16, 18, 23, and 24 under 35 U.S.C. § 103(a) and indicate that these claims allowable.

2. Over Irvin in view of Austin

Applicant traverses the rejection of claims 6 – 10, 13 – 15, 17 and 19 – 22 under 35 U.S.C. § 103(a) as being unpatentable over IRVIN in view of AUSTIN (U.S. Patent No. 6,259,908). The Examiner asserts that IRVIN shows all the features of the claimed invention except for the first and second modes, and it would have been obvious to one of ordinary skill in the art to replace one well known security feature with another. Applicant traverses the Examiner's assertions.

Applicant notes that AUSTIN fails to teach or suggest any of the subject matter noted above as deficient in IRVIN. In particular, Applicant submits that AUSTIN, like IRVIN, fails to teach or suggest a phone usable by any user without entering a code, in which the user is granted access to the phone any telephone numbers stored in a public file, and once a user enters a private access number, the user, in addition to the access to stored public telephone numbers, is granted access to a private telephone directory associated with the private access number of the user, as recited in the independent claims.

Thus, Applicant submits that neither IRVIN nor AUSTIN teach or suggest a phone that is inoperable (or inaccessible) until a code or password is entered, this document fails

to teach or suggest, *inter alia*, access to said stored telephone data *is limited to* said public list containing public telephone data, *until such time as the user enters said personal secret access code, and after entering the personal secret access code, the user has access to said public telephone data contained in said public list and to a private list containing private telephone data that is associated with said inputted personal secret access code,* as at least recited in the independent claims (in terms of claim 1).

Because neither applied document teaches or suggests at least the above-noted features of Applicant's invention, Applicant submits that no proper combination of these documents can even arguably render unpatentable the invention recited in at least the independent.

For the foregoing reasons, Applicant respectfully submits that independent claims 1, 11, and 16 are allowable over IRVIN or any proper combination of the prior art of record. Moreover, Applicant submits that claims 6 – 10, 13 – 15, 17 and 19 – 22 are also allowable over IRVIN at least for the reason that these claims depend from allowable base claims and because these claims recite additional features that further define the invention over the art or record. Thus, Applicant submits that no proper modification of IRVIN even arguably renders unpatentable the combination of features recited in at least claims 6 – 10, 13 – 15, 17 and 19 – 22.

Accordingly, Applicants request that the Examiner reconsider and withdraw the rejection of claims 6 – 10, 13 – 15, 17 and 19 – 22 under 35 U.S.C. § 103(a) and indicate that these claims allowable.

Application is Allowable

Thus, Applicants respectfully submit that each and every pending claim of the

present invention meets the requirements for patentability under 35 U.S.C. §§ 102 and 103, and respectfully request the Examiner to indicate allowance of each and every pending claim of the present invention.

Authorization to Charge Deposit Account

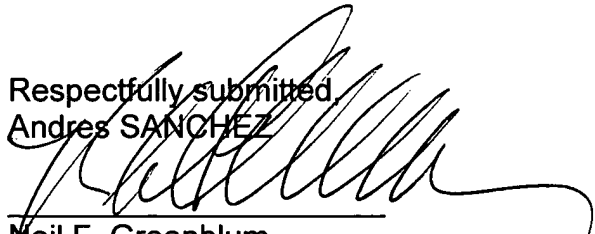
The undersigned authorizes the charging of any necessary fees, including any extensions of time fees required to place the application in condition for allowance by Examiner's Amendment, to Deposit Account No. 19 - 0089 in order to maintain pendency of this application.

CONCLUSION

In view of the foregoing, it is submitted that none of the references of record, either taken alone or in any proper combination thereof, anticipate or render obvious the Applicants' invention, as recited in each of claims 1, 2, and 4 – 24. The applied references of record have been discussed and distinguished, while significant claimed features of the present invention have been pointed out.

Accordingly, reconsideration of the outstanding Office Action and allowance of the present application and all the claims therein are respectfully requested and now believed to be appropriate.

Respectfully submitted,
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May 15, 2006
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